

FILED

IN THE UNITED STATES DISTRICT COURT

ALBUQUERQUE, NEW MEXICO

FOR THE DISTRICT OF NEW MEXICO NOV 26 2002

R. J. Hammond
CLERK

JAMES SEABA and CORY PHILLIPS,

Plaintiffs,

vs.

No. CIV 02-103 LH/WWD

MESOSYSTEMS TECHNOLOGY, INC.,

Defendant.

ORDER

THIS MATTER comes before the Court on Defendant's Motion to Dismiss or Transfer for Improper Venue (Docket No. 5), filed February 19, 2002. The Court has considered the briefs and supplemental briefs submitted by the parties, and heard the oral arguments of counsel at a hearing held November 19, 2002. For the reasons stated on the record at that hearing, the Court finds that Defendant's motion is **not well-taken** and should be **denied**.

IT IS, THEREFORE, ORDERED that Defendant's Motion to Dismiss or Transfer for Improper Venue is **denied**.

[Signature]
UNITED STATES DISTRICT JUDGE

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